

Article - Alcoholic Beverages

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§2-130.

(a) In this section, “limited permit holder” means a person who holds a brewing company off-site permit and also holds a manufacturer’s license for:

- (1) a Class 5 brewery that produces less than 3,000 barrels a year;
- (2) a Class 7 micro-brewery that produces less than 3,000 barrels a year; or
- (3) a Class 8 farm brewery.

(b) There is a brewing company off-site permit.

(c) The Comptroller may issue the permit to:

- (1) a Class 5 brewery;
- (2) a Class 7 micro-brewery; or
- (3) a Class 8 farm brewery.

(d) During an event listed in subsection (f) of this section, a limited permit holder may:

(1) provide to a consumer a sample of beer that has been produced by the limited permit holder and that may not exceed 1 fluid ounce for each offering;

(2) sell to a consumer up to 288 ounces of beer that has been produced by the limited permit holder for off-premises consumption; and

(3) except for farmers’ markets listed in subsection (f) of this section, sell to a consumer up to 288 ounces of beer that is produced by the limited permit holder for on- and off-premises consumption.

(e) While selling beer or providing samples of beer at a farmers’ market as provided in subsection (f) of this section, a limited permit holder shall have an agent present who is certified by an approved alcohol awareness program.

(f) Except as otherwise authorized under subsection (g) of this section, a limited permit holder may use the brewing company off-site permit only:

(1) at the Montgomery County Agricultural Fair;

(2) at the Maryland State Agricultural Fair;

(3) at the Frederick County Agricultural Fair;

(4) at the Harford County Farm Fair;

(5) one night each week from June through November at the North Beach Friday Night Farmers' Market;

(6) for up to seven events, at an event that has as its major purpose an activity:

(i) that is other than the sale and promotion of alcoholic beverages; and

(ii) for which the participation of a brewing company is a subordinate activity; and

(7) at other farmers' markets that are listed on the Farmers' Market Directory of the Maryland Department of Agriculture.

(g) A person that holds a brewing company off-site permit may use the permit at a nonprofit beer, wine, and liquor festival that:

(1) has as its primary purpose the promotion of Maryland beer, wine, and liquor; and

(2) is authorized by a local licensing board under § 2-131 of this subtitle.

(h) (1) Within a time period that the Comptroller determines, the permit holder shall notify the Comptroller of the permit holder's intention to attend an off-site event.

(2) The notice shall be on a form that the Comptroller provides.

(i) The permit is valid for 1 year.

(j) An applicant shall submit an application for the permit to the Comptroller on a form that the Comptroller provides.

(k) The permit fee is \$100.

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